

AMENDED IN SENATE AUGUST 20, 2010

AMENDED IN SENATE AUGUST 2, 2010

AMENDED IN ASSEMBLY APRIL 26, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2551

**Introduced by Assembly Member Hernandez
(Coauthor: Assembly Member Monning)**

February 19, 2010

An act to add Article 3 (commencing with Section 128198.6) to Chapter 3 of Part 3 of Division 107 of the Health and Safety Code, relating to health workers, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 2551, as amended, Hernandez. Health workforce planning.

Existing law establishes the California Workforce Investment Board (CWIB) to assist the Governor in the development, oversight, and continuous improvement of California's workforce investment system.

Existing law establishes the Office of Statewide Health Planning and Development (OSHDP) that is vested with duties, powers, purposes, responsibilities, and jurisdiction relating to health planning and research development.

Existing law provides for various programs to research the need for, and develop programs to improve, the quality and availability of health workers in the state.

This bill would ~~require the CWIB and the OSHDP to jointly establish a special committee known as the Health Workforce Development Council~~ *Fund consisting of moneys received from federal and private*

~~sources, as specified. The bill would require the council to take specified actions relating to the health workforce~~ *authorize the fund to be used, upon appropriation by the Legislature, for prescribed purposes relating to health workforce development* and would require the CWIB and the OSHPD to report specified information to the Legislature annually from April 1, 2012, to April 1, 2016, inclusive.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares all of the
- 2 following:
- 3 (a) The passage of the federal health care reform bill has resulted
- 4 in billions of dollars of investment capital flowing into the State
- 5 of California for research, development, and the expansion of
- 6 access to health care. This investment of capital is indicative of
- 7 the rapidly growing need to address health workforce shortages.
- 8 (b) California faces a dramatic and pressing challenge related
- 9 to the supply and distribution of health care professionals. In
- 10 addition to the challenges present in urban areas, rural areas face
- 11 ongoing challenges to recruitment and retention.
- 12 (c) California's population is aging, growing, and becoming
- 13 increasingly more diverse. California's workforce of health
- 14 professionals has not reflected these changes and is ill equipped
- 15 to reduce new pressures on the health care system.
- 16 (d) Developing California's health workforce so that it better
- 17 represents and serves its consumer population will help to contain
- 18 health care costs.
- 19 (e) There exist separate private and public statewide efforts to
- 20 address health workforce shortage issues. However, there is no
- 21 coordinated plan of action to develop the state's health workforce.
- 22 (f) In order to prepare the highly skilled health workforce
- 23 necessary, to keep California's economy competitive, to maintain
- 24 the income and quality of life for California residents, and ensure
- 25 access to high-quality and affordable health care in California,
- 26 both of the following issues must be addressed:

1 (1) A comprehensive network and strategy must be established
2 to develop California's health workforce.

3 (2) The comprehensive strategy must involve a state-level effort
4 involving multiple health professions, business and labor,
5 educational institutions, including primary, secondary, and
6 postsecondary institutions, state government workforce boards,
7 regional leadership, consumers, and other stakeholders. These
8 groups should work together to forecast health workforce demand
9 and plan comprehensive pathways to support multiple target
10 groups.

11 SEC. 2. Article 3 (commencing with Section 128198.6) is
12 added to Chapter 3 of Part 3 of Division 107 of the Health and
13 Safety Code, to read:

14
15 Article 3. The California Health Workforce Development Act
16 of 2010 *Fund*
17

18 128198.6. This article shall be known and may be cited as the
19 California Health Workforce Development Act of 2010 *Fund*.

20 ~~128198.7. (a) The California Workforce Investment Board~~
21 ~~(CWIB), as established by Section 14010 of the Unemployment~~
22 ~~Insurance Code, and the Office of Statewide Health Planning and~~
23 ~~Development (OSHPD) shall jointly establish a special committee~~
24 ~~known as the Health Workforce Development Council comprised~~
25 ~~of the appropriate representatives from the CWIB existing~~
26 ~~membership, including the K-12 representative, the Employment~~
27 ~~Development Department representative, the California Community~~
28 ~~Colleges representative, and representatives from the OSHPD, the~~
29 ~~State Department of Public Health, and other appropriate members.~~

30 ~~(b) The CWIB or OSHPD may call on other state agencies,~~
31 ~~other higher education representatives, and industry representatives~~
32 ~~as well as philanthropic, nongovernmental, and environmental~~
33 ~~groups as appropriate and necessary to serve as consultants to the~~
34 ~~council in the development of this strategic initiative.~~

35 ~~(c) The council shall do all of the following:~~

36 ~~(1) As part of the strategic initiative, identify and develop the~~
37 ~~framework, funding, strategies, programs, policies, partnerships,~~
38 ~~and opportunities necessary to address the growing need for a~~
39 ~~highly skilled and well-trained health workforce to meet the needs~~
40 ~~of California's health care infrastructure.~~

1 ~~(2) Assist~~

2 12198.6. (a) *There is hereby established in the State Treasury*
3 *the California Health Workforce Development Fund.*

4 (b) *The fund may include moneys received for the purposes of*
5 *this article from federal and private sources. The fund, upon*
6 *appropriation by the Legislature, shall be used to do all of the*
7 *following:*

8 (1) *Support the development of a health workforce council.*

9 (2) *Develop a strategic health workforce plan.*

10 (3) *Assist in identifying and linking health care job opportunities*
11 *with health workforce development training opportunities in local*
12 *workforce investment areas (LWIAs) and encourage regional*
13 *collaboration among LWIAs to meet regional economic demands.*

14 ~~(3)~~

15 (4) *Develop public, private, philanthropic, and nongovernmental*
16 *partnerships to build and expand the state's health workforce*
17 *development programs, network, and infrastructure.*

18 ~~(4)~~

19 (5) *Provide policy guidance for job training programs in the*
20 *health care sector to assist and prepare specific populations, such*
21 *as including, but not limited to, at-risk youth, displaced workers,*
22 *veterans, formerly incarcerated individuals, and others facing*
23 *barriers to employment.*

24 ~~(5)~~

25 (6) *Develop, collect, interpret, and distribute statewide and*
26 *regional labor market data on California's health workforce needs,*
27 *trends, and job growth.*

28 ~~(6) Identify funding resources and make recommendations on~~
29 ~~how to expand and leverage these funds.~~

30 (7) *Foster regional collaboration in the health sector.*

31 ~~(7)~~

32 (c) (1) *By April 1, 2012, and each April 1 thereafter, the CWIB*
33 *and OSHPD shall report to the Legislature on the status of the*
34 ~~council's activities and its development of a health workforce~~
35 ~~strategic initiative. fund and provide a list of its expenditures.~~

36 ~~(1)~~

37 (2) *The requirement for submitting a report pursuant to this*
38 *subdivision is inoperative on April 1, 2016, pursuant to Section*
39 *10231.5 of the Government Code.*

40 ~~(2)~~

1 (3) The report to be submitted pursuant to this subdivision shall
2 be submitted in compliance with Section 9795 of the Government
3 Code.

4 SEC. 3. This act is an urgency statute necessary for the
5 immediate preservation of the public peace, health, or safety within
6 the meaning of Article IV of the Constitution and shall go into
7 immediate effect. The facts constituting the necessity are:

8 In order to resolve problems related to health workforce shortages
9 as soon as possible, it is necessary that this act take effect
10 immediately.

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